



## CITY OF LODI

## COUNCIL COMMUNICATION

AGENDA TITLE: Approve Agreement for Emergency Clean Up of PCB Storage Facility in Utah, Redisposal of City of Lodi Material Stored Within and Authorize the Transfer of Funds for This Action.

MEETING DATE: August 5, 1992

SUBMITTED BY: Electric Utility Director

RECOMMENDED ACTION: That the City Council approve the Agreements for the emergency clean up of a PCB storage facility in Utah, documentation, handling, redisposal and destruction of City of Lodi material stored within and authorize the transfer of funds in the amount of \$30,000 from the Utility Outlay Reserve for this action.

BACKGROUND INFORMATION: The Electric Utility Department during late 1989 and early 1990 contracted with North American Environmental, Inc. for transportation and destruction of PCB material. The material included 55-gallon drums of oil and transformer carcasses.

Unfortunately, the City was recently informed that North American Environmental, Inc. has filed for bankruptcy prior to the destruction of all material from Lodi.

At this time, 17 drums of oil and 2 transformer carcasses have been located in a warehouse in Utah together with material from a number of other agencies. The Environmental Protection Agency (EPA) is now involved in the clean up of the material located in the Utah warehouse. EPA has given all the generators (Lodi is a generator of the waste) until September 1, 1992 to remove and 'redispose' of this waste or EPA will contract and bill for such clean up and disposal,

The City's most favorable option is to have the material removed and destroyed prior to the deadline. The City has negotiated agreements for this task with contractors approved by EPA for the clean up and at this point is ready to sign these agreements. It should be noted that EPA strongly recommends that a representative from the generator (Lodi) be present at the site to monitor the clean up process. Therefore, this emergency funding request also includes the cost of sending an employee to Utah for the duration of the clean up, estimated at a maximum of 5 days.

APPROVED

THOMAS A. PETERSON

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The estimated cost of this project is \$30,000 and includes the removal from the warehouse, the loading and transportation to another handling facility, the destruction of the material, all required documentation and manifests and the cost of having a Lodi representative at the site during the process.

It is further worth noting that the generator (Lodi) by law is responsible for this matter even though a once reputable company contracted with the City for handling and destruction of the material. Only after final destruction of the material has been completed and documented will this liability diminish.

FUNDING: Available within the Utility  
Outlay Reserve account.

  
Henry J. Rice  
Electric Utility Director

Prepared by: Hans Hansen, Assist. Electric Utility Director

c: Electrical Engineer  
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